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DISTRICT COURT, COUNTY OF LA PLATA, STATE OF COLORADO  
Case No. 83CN176

**FILED**  
IN DISTRICT COURT  
LA PLATA COUNTY, COLORADO  
MAY 19 1983  
YHM

PETITION FOR ORGANIZATION OF A METROPOLITAN DISTRICT

IN THE MATTER OF THE ORGANIZATION OF THE EDMONT RANCH  
METROPOLITAN DISTRICT.

The undersigned taxpaying electors of the proposed Edgemont Ranch Metropolitan District in the County of La Plata, State of Colorado, the boundaries of which are hereinafter set forth, constituting not less than ten per cent of the taxpaying electors of the district herein proposed to be formed, respectfully petition for the organization of a metropolitan district within the said County of La Plata, State of Colorado, alleging:

1. That the name of the proposed district is the Edgemont Ranch Metropolitan District.
2. The type of services to be provided for by the proposed district are those which are for a water district, a sanitation district, a public park district, a safety protection district, a street improvement district, a television relay translator district, a metropolitan district and to contract for fire protection facilities.
3. That the general description of the improvements to be constructed or installed within and for the proposed district are as follows:
  - (a) properties and facilities for the production, treatment, storage and treatment of water for fire, domestic and all public and private purposes, by any available means;
  - (b) properties and facilities for the collection, treatment, disposal of sanitary and industrial sewage waste waters, storm and sanitary sewers, flood and surface drainage, disposal works and facilities, and all necessary or proper equipment and appurtenances incident thereto;
  - (c) The Animas Fire Protection District will require additional facilities to provide fire protection services within the District. The District will acquire these fire protection facilities.
  - (d) properties and facilities for parks, with recreational facilities located therein including, but not limited to, playgrounds and golf courses;
  - (e) properties and facilities to provide for traffic and safety controls and devices on streets and highways;



(f) properties and facilities for the improving of streets, including grading, paving, sidewalks, curbs, gutters, culvert and other drainage facilities, bridges, lighting, and other street improvements;

(g) properties and facilities to provide for television relay and translator facilities; and

(h) properties, buildings and equipment necessary to carry on the business of the district and to carry out the purpose and intent of the Metropolitan District Law.

4. The estimated cost of the proposed facilities and improvements when fully completed are \$16,713,800.

5. A general description of the boundaries of the area of the proposed district is set forth as follows: The proposed Edgemont Ranch Metropolitan District is located entirely within La Plata County, Colorado, on County Road 240 approximately five miles easterly of the City of Durango. The property to be included within the District is approximately 1,400 acres located in Section 12, Township 35 North, Range 9 West, and Sections 7, 8, 17, and 18, Township 35 North, Range 8 West, N.M.P.M., County of La Plata, State of Colorado. The legal description of the property to be included within the proposed District is on file and available for inspection at the office of the La Plata County Clerk and Recorder.

6. The proposed district is not located within three miles of any other special district or municipality except for Animas Fire Protection District and the Community Hospital District.

7. No person having signed the foregoing Petition shall be permitted to withdraw his name therefrom, except in cases of fraud.

TAXPAYING ELECTORS

Samuel R. Villelli  
Sylvia R. Villelli  
ROBERT E. WEAVER  
Charles S. [unclear]  
Michele W. Shaker

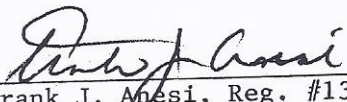
ADDRESSES OF TAXPAYING ELECTORS

62 Terrace Place County Road 213  
62 Terrace Place County Road 213  
5900 CO. RD 234  
863 Main Durango  
" "

The Service Plan has been approved by the County Commissioners. Such plan and approval are attached hereto to Exhibits "A" and "B" and made a part hereof.

WHEREFORE, Petitioners pray that the Edgemont Ranch Metropolitan District be organized in accordance with the statutes and laws of the State of Colorado, for an entry of an order herein fixing the time and place, not less than 20 days nor more than 40 days after the filing of this petition, for hearing therein; that notice of said hearing shall be given in accordance with the statutes of the State of Colorado, particularly Article 3, Title 32 of the Colorado Revised Statutes for 1973, as amended.

Respectfully submitted,

  
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Frank J. Anesi, Reg. #1365  
Attorney for Petitioners  
P. O. Box 2185  
Durango, Colorado 81301  
(303) 247-9246

DISTRICT COURT, COUNTY OF LA PLATA, STATE OF COLORADO  
 Civil Action No. 83CV176  
 ORDER ESTABLISHING DISTRICT AND ESTABLISHING FIRST BOARD OF DIRECTORS  
 ELECTED

**FILED**  
 IN DISTRICT COURT  
 LA PLATA COUNTY, COLORADO  
 JUL 13 1983  
 DEPUTY CLERK

IN THE MATTER OF THE FORMATION OF  
 THE EDMONT RANCH METROPOLITAN DISTRICT

The Judges of Election heretofore appointed by this Court having made their return of the special district election held on July 12, 1983, within the territory proposed to be formed and to the special district hereinafter named and good cause appearing therefor;

IT IS FOUND, DETERMINED AND ORDERED as follows:

1. A majority of the votes cast at said election are in favor of the formation of the district.
2. That the election was held in accordance with 1973 C.R.S., §32-1-801, et. seq., as amended.
3. The district is declared organized and its name shall be the Edgemont Ranch Metropolitan District.
4. The members of the first board of directors of the district elected at said election are:

<u>Name</u>	<u>Address</u>	<u>Term (Until the next election following organization of the district)</u>
Charles Shafer, II	863 Main Avenue Durango, Colorado	First
Michele W. Shafer	863 Main Avenue Durango, Colorado	First
Sylvia R. Villelli	62 Terrace Place Durango, Colorado	Second
Thomas R. Villelli	62 Terrace Place Durango, Colorado	Second
Robert E. Wolff	5966 County Road 234 Durango, Colorado	Second

5. The Clerk of this Court shall issue certificates of election to the members of the first board of directors of said district.

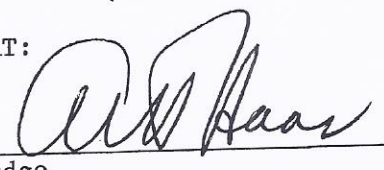
6. The members of the first board of directors of said district shall file with the Clerk of this Court their oath of office, together with corporate surety bonds in the amount of \$1,000 each, conditioned in favor of the district for the faithful performance of their duties as directors.



7. The legal description of the property included in the district is set forth on Exhibit "A" attached hereto and incorporated herein by reference.

DONE IN OPEN COURT this 13<sup>th</sup> day of July, 1983.

BY THE COURT:



District Judge

LEGAL DESCRIPTION FOR  
EDGEMONT RANCH  
METROPOLITAN DISTRICT

All that portion of Section 12, Township 35 North, Range 9 West, and those portions of Sections 7, 8, 17 and 18, Township 35 North, Range 8 West, New Mexico Principal Meridian, in the County of La Plata, State of Colorado, more particularly described as follows:

BEGINNING at the Southeast corner of said Section 12; thence Westerly along the South line of said Section 12 to the Southwest corner of the East half of the East half of said Section 12; thence Northerly along the West line of the East half of the East half of said Section 12 to the North line of said Section 12; thence Easterly along said North line to the Northeast corner of said Section 12, being also the Northwest corner of said Section 7; thence Southerly along the West line of said Section 7 to the Southwest corner of the Northwest quarter of the Northwest quarter of said Section 7; thence Easterly along the South line of the Northwest quarter of the Northwest quarter of said Section 7 to the Southeast corner thereof; thence Northerly along the Easterly line of the Northwest quarter of the Northwest quarter of said Section 7 to the Northeast corner thereof; thence Easterly along the Northerly line of said Section 7 to the Northwest corner of the Northeast quarter of said Section 7; thence Southerly along the West line of the Northeast quarter of said Section 7 to the Northwest corner of the South half of the Northeast quarter of said Section 7; thence Easterly along the North line of the South half of the Northeast quarter of said Section 7 to the Northeast corner thereof; thence Southerly along the East line of said Section 7 to the Southeast corner of the North half of the Southeast quarter of said Section 7; thence Westerly along the South line of the North half of the Southeast quarter of said Section 7 to the Northwest corner of that certain parcel of land conveyed to Jennie Sortias by Instrument recorded May 8, 1940, in Book 230, Page 531, records of said County; thence Southerly along the Westerly line of said Sortias parcel to the Southwesterly corner thereof; thence Easterly along the Southerly line of said Sortias parcel to a point in the Northwesterly line of that certain parcel of land conveyed to Charles Shafer, II, recorded May 3, 1982, as Reception No. 469076, records of said County, from whence the West quarter corner of said Section 8 bears North  $21^{\circ}12'11''$  West 1788.07 feet; thence Southwesterly along the Northwesterly line of said Shafer parcel to the most Westerly corner thereof; thence Southerly along the Southwesterly line of said Shafer parcel to the most Southerly corner thereof; thence Northeasterly along the Southeasterly line of said Shafer parcel to the North line of the South half of the Southwest quarter of said Section 8; thence Easterly along the North line of the South half of the Southwest quarter of said Section 8 to the Northeast corner thereof; thence Southerly along the East line of the Southwest quarter of said Section 8 to the Southeast corner thereof; thence Westerly along the South line of the Southwest quarter of said Section 8 to the Northwest corner of the East half of the Northwest quarter of said Section 17; thence Southerly along the West line of the East half of the Northwest quarter of said Section 17 to the Southwest corner thereof; thence Easterly along the South line of



the Northwest quarter of said Section 17 to the Southeast corner thereof; thence Northerly along the West line of the Northeast quarter of said Section 17 to the Northwest corner of the South half of the Northeast quarter of said Section 17; thence Easterly along the North line of the South half of the Northeast quarter of said Section 17 to the Northeast corner thereof; thence Southerly along the East line of the Northeast quarter of said Section 17 to the Southeast corner thereof; thence Westerly along the North line of the Southeast quarter of said Section 17 to the Northeast corner of the West half of the Southeast quarter of said Section 17; thence Southerly along the East line of the West half of the Southeast quarter of said Section 17 to the Southeast corner thereof; thence Westerly along the South line of said Section 17 to the Southwest corner of the Southeast quarter of the Southwest quarter of said Section 17; thence Northerly along the West line of the Southeast quarter of the Southwest quarter of said Section 17 to the Southeast corner of the Northwest quarter of the Southwest quarter of said Section 17; thence Westerly along the South line of the Northwest quarter of the Southwest quarter of said Section 17 to the Southwest corner thereof; thence Northerly along the West line of the Southwest quarter of said Section 17 to the Northwest corner thereof; thence Westerly along the North line of the Southeast quarter of said Section 18 to the Northeast corner of the Northwest quarter of the Southeast quarter of said Section 18; thence Southerly along the East line of the Northwest quarter of the Southeast quarter of said Section 18 to the Southeast corner thereof; thence Westerly along the South line of the North half of the South half of said Section 18 to the Southwest corner of the Northeast quarter of the Southwest quarter of said Section 18; thence Northerly along the West line of the East half of the West half of said Section 18 to the Southeast corner of the Northwest quarter of the Northwest quarter of said Section 18; thence Westerly along the South line of the Northwest quarter of the Northwest quarter of said Section 18 to the Southwest corner thereof; thence Northerly along the West line of said Section 18 to the Northwest corner thereof, being the point of BEGINNING.